

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

SCHERING CORPORATION,

Plaintiff,

V.

APOTEX INC. and
APOTEX CORP.,

Defendants.

Civil Action No. 1:09-cv-07923

Honorable Ronald A. Guzman

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to FRCP 41(a)(1), Plaintiff Schering Corporation hereby provides notice that it is voluntarily dismissing this matter without prejudice. Defendants have not answered, served any motion for summary judgment or otherwise appeared in this action.

Dated: February 11, 2010

Respectfully submitted,

s/ Mark A. Paskar

Kara E. F. Cenar 6198864

kara.cenar@bryancave.com

Mark A. Paskar 6271683

mapaskar@bryancave.com

Bryan Cave LLP

161 North Clark Street, Suite 4300

Chicago, Illinois 60601

(312) 602-5000

(312) 602-5050 (facsimile)

Of Counsel:

Matthew D. Powers, Esq.

WEIL, GOTSHAL & MANGES, LLP

201 Redwood Shores Parkway

Redwood Shores, California 94065

(650) 802-3000

Nicolas G. Barzoukas, Esq.

Jason C. Abair, Esq.

Joshua P. Davis, Esq.

Audrey L. Maness, Esq.

WEIL GOTSHAL & MANGES LLP

700 Louisiana, 16th Floor

Houston, Texas 77002

(713) 546-5000